

02-23-04

Image

RCE# 1642

PTO/SB/30 (09-03)

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Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/767370-Conf. #2716
	Filing Date	January 23, 2001
	First Named Inventor	Jeffrey L. Browning
	Art Unit	1642
	Examiner Name	C. H. Yaen
	Attorney Docket No.	BGNA054RCE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply (9 pages)

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0080

i. ☒ RCE fee required under 37 CFR 1.17(e) 02/25/2004 MGE BREH1 00000089 120080 09767370

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 DA
02 FC:1203 290.00 DA

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

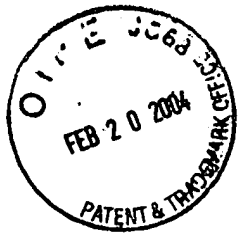
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Amy E. Mandragouras	Registration No. (Attorney/Agent)	36,207
Signature	Date		February 20, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 311 022 455 US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 20, 2004

Signature

Amy E. Mandragouras



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Browning *et al.*

Serial No.: 09/767370

Filed: January 23, 2001

For: *Method For the High Level Expression of
Active Lymphotoxin-Beta Receptor Immunoglobulin
Chimeric Proteins and Their Purification*

Attorney Docket No.: BGNA054RCE

Group Art Unit: 1642

Examiner: C.H. Yaen

MS RCE
Commissioner for Patents
Washington, D.C. 20231

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Date of Deposit February 20, 2004

I hereby certify that this document is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Amy E. Mandragouras, Esq.

Please Print Name of Person Signing

AMENDMENT AND RESPONSE

Dear Sir:

This Amendment and Response is responsive to the Office Action dated May 20, 2003. A Request for Continued Examination and a request for the appropriate extension of time in which to respond are being filed concurrently herewith. Responsive to the Office Action, please amend the above-identified patent application as follows: